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**FAX TRANSMITTAL COVER SHEET**

TO : Examiner

COMPANY : United States Patent and Trademark Office

FROM : Glenn M. Seager

RE : Applicant : Daniel et al.  
Appln. Serial No. : 09/735,332  
Filing Date : December 12, 2000  
Our File No. : 1001.1351106

DATE : May 10, 2002

FAX NUMBER : 703-308-2708

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PLEASE CALL JoAnn AT (612) 677-9050 IF ALL PAGES ARE NOT RECEIVED.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: John M.K. Daniel et al.

Serial No.: 09/735,332

Examiner: unknown

Filing Date: December 12, 2000

Group Art Unit: 3731

For: DISTAL PROTECTION DEVICE AND METHOD

Docket No.: 1001.1351106

**TRANSMITTAL SHEET**

The Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

<p><b>CERTIFICATE UNDER 37 C.F.R. 1.10:</b> The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of <u>EL799291124US</u>, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231 on this <u>22</u> day of <u>June</u> 2001.</p> <p>By: <u>John M. Lindman</u> John M. Lindman</p>
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We are transmitting herewith the following:

- ☒ Preliminary Amendment
- ☒ Version with marks to Show Changes Made
- ☒ Please charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account No. 50-0413.

By: Glenn M. Seager

Glenn M. Seager, Reg. No. 36,926

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**PATENT**

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**PRELIMINARY AMENDMENT**

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By

*JoAnn Lindman*  
JoAnn Lindman

Dear Sir:

Prior to examination of the above-captioned patent application, please enter the following amendments:

In the Claims

Please cancel claim 1, and add new claims 31-<sup>32</sup>~~51~~ as follows:

31. (New) An emboli capturing system for capturing emboli in a body lumen, comprising:
- an elongate member having a proximal end and a distal end;